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Docket No. END5209USANP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Cust. No. 000027777
Applicants : Rudolph Nobis, et al. Conf. No. 1638
Serial No. : 10/673,928 Art Unit: 3739
Filed : September 29, 2003 Examiner: Gibson, Roy Dean
For : ENDOSCOPIC MUCOSAL RESECTION DEVICE WITH OVERTUBE
AND METHOD OF USE

I hereby certify that this correspondence is being transmitted by facsimile to the USPTO on Dec. 28, 2005.

/Gerry Gressel/
Gerry Gressel

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The Examiner is respectfully requested to consider and make of record related patent applications 10/673,953 and 10/673,954 filed on the same date as the present application. The publication numbers of the published patent applications corresponding to these pending applications are included on an accompanying Form 1449.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

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This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- Statement in Accordance with §1.97(e) (attached); or
 Please charge Deposit Account No. 10-0750/END5209/GSG the fee of \$180.00 as set forth in §1.17(p).

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/END5209USANP/GSG.

Respectfully submitted,

/Gerry Gressel/
Gerry Gressel, reg#34,342

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DATED: Dec 28, 2005

PTO/SB/08A (08-06)

Approved for use through 10/31/2002 OMB 0651-0031

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Substitute for form 1849A(PTB)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Please attach as many sheets as necessary.

Sheet 1 of 1

| | |
|-------------------------------|----------------------|
| Application Number | 10/673,928 |
| Filing Date | September 29, 2003 |
| First Named Inventor | Rudolph Nobis et al. |
| Group Art Unit | 3739 |
| Examiner Name | Gibson, Roy Dean |
| Attorney Docket Number | END5209USNP |

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature _____ **Date Considered** _____

EXAMINER'S Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance

¹ Unique citation designation number. ² See attached *Kinds of U.S. Patent Documents*. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 15 if possible. ⁶ Applicant is to check a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.